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Counsel for Plaintiff Riverdeep, Inc.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

Plaintiff Riverdeep, Inc, ("Riverdeep") and defendants Perrone Importers, Inc. and Perrone Importers Mexico (collectively "Perrone"), by and through their counsel of record, stipulate as follows:

STIPULATED PERMANENT INJUNCTION

C04 04979 RS

1. On or about November 23, 2004, Riverdeep filed the complaint in this action, alleging
2 Copyright Infringement, Trademark Infringement, Specific Performance, Breach of Contract and
3 Unfair Competition. This court previously entered a preliminary injunction enjoining Perrone
4 from copying or distributing Riverdeep software. Riverdeep and Perrone have agreed to settle
5 this case, and as part of the consideration paid to Riverdeep, Perrone agreed to a stipulated
6 permanent injunction on the following terms:

7 2. Perrone agrees, on a permanent basis beginning immediately, it shall be enjoined from
8 copying, reproducing, or distributing in any manner, including but not limited to, selling,
9 trading, giving away, bartering, or advertising for sale, any Riverdeep product including but not
10 limited to any product covered by the International License and Distribution Agreement, dated as
11 of December 24, 2003 between Riverdeep, Inc. and Perrone Importers, Inc., and the International
12 License and Distribution Agreement dated as of December 24, 2003 between Riverdeep, Inc. and
13 Perrone Importers, Mexico.

14 3. Perrone also agrees, on a permanent basis beginning immediately, it shall be enjoined
15 from representing in any manner, to any person or entity, that it is authorized to distribute any
16 Riverdeep product including but not limited to any product covered by the International License
17 and Distribution Agreement, dated as of December 24, 2003 between Riverdeep, Inc and Perrone
18 Importers, Inc., and the International License and Distribution Agreement dated as of December
19 24, 2003 between Riverdeep, Inc. and Perrone Importers, Mexico.

20 4. As part of the order issuing the preliminary injunction previously issued, the court
21 ordered that the Gold Master disks remain in the custody of Robert Nuddleman, Perrone's former
22 local counsel. Perrone agrees that said Gold Master disks may be released to John V. Komar,
23

1 for Riverdeep.

2 Date: October 27, 2006

PETRIE SCHWARTZ, LLP

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4 _____ /S/ _____
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6 Irwin B. Schwartz
7 John V. Komar
Counsel for Plaintiff

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9 Date: January 1, 2006

LAW OFFICES OF PETER JOHN PORRATA

10 _____ /S/ _____
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13 Peter John Porrata
Counsel for Defendants

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17 ORDER

18 Based on the foregoing stipulation of the parties, IT IS HEREBY ORDERED:

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20 1. The preliminary injunction previously entered by the court shall be replaced with this
21 permanent injunction.

22 2. On a permanent basis beginning immediately, Perrone is enjoined from copying,
23 reproducing, or distributing in any manner, including but not limited to, selling, trading, giving
24 away, bartering, or advertising for sale, any Riverdeep product including but not limited to any
25 product covered by the International License and Distribution Agreement, dated as of December
26 24, 2003 between Riverdeep, Inc. and Perrone Importers, Inc., and the International License and
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1 Distribution Agreement dated as of December 24, 2003 between Riverdeep, Inc. and Perrone
2 Importers, Mexico.

3. On a permanent basis beginning immediately, Perrone is enjoined from representing in
4 any manner, to any person or entity, that it is authorized to distribute any Riverdeep product
5 including but not limited to any product covered by the International License and Distribution
6 Agreement, dated as of December 24, 2003 between Riverdeep, Inc and Perrone Importers, Inc.,
7 and the International License and Distribution Agreement dated as of December 24, 2003
8 between Riverdeep, Inc. and Perrone Importers, Mexico.
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10 4. The previous order of this court that the Gold Master disks remain in the custody of
11 Robert Nuddleman, Perrone's former local counsel is modified, and Robert Nuddleman is
12 directed to release the Gold Master disks to John V. Komar, counsel for Riverdeep.
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16 Dated: October 30, 2006


United States District Court
Magistrate Judge